

1. Respondent is the holder of License No. 0989 issued on July 11, 1975, and is therefore authorized to practice the profession of veterinary medicine in the State of Arizona.

2. In August 2008, a complaint was presented that alleged Respondent failed to notify the Board of his change of premise address. Respondent's records show that his personal address was current. However Respondent's premise address did not list Duval Animal Clinic as his employer and he had been employed there since 2005.

3. Respondent also worked part time for the Tucson Greyhound Park. Respondent stated his duties included treating a hurt dog or referring a sick animal. He will euthanize a dog if needed. In addition he had been ordering testosterone, a controlled substance, for dispensing and administration to female greyhounds on the track to suppress estrus.

4. Respondent ordered controlled substances for the Tucson Greyhound Park through his DEA license and registration at his home. He testified that his truck was broken into on November 24, 2008 and the thieves stole his lock box and the controlled substance dispensing logs, which were also in the box.

5. Respondent did not produce any inventory or dispensing logs for controlled substances such as the euthanasia solution or testosterone. Respondent, during testimony, did not appear to know the difference in such logs nor present evidence of past or current logs outside of those that were stolen.

CONCLUSIONS OF LAW

1. The Arizona State Veterinary Medical Examining Board has jurisdiction over this matter pursuant to A.R.S. § 32-2201, et seq.

2. The conduct and circumstances described in the Findings of Fact above, constitute a violation of A.R.S. § 32-2232 (16) as it relates to A.A.C. R3-11-502 (K)(2) for failure to maintain a controlled substance inventory log.

3. The conduct and circumstances described in the Findings of Fact above, constitute a violation of A.R.S. 32-2233 (B)(2) for failure to notify the Board of a change in practice address within twenty days.

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, it is ORDERED Respondent's license number 0989 is placed on PROBATION for a period of one (1) year, subject to the following:

1. Respondent shall provide written proof satisfactory to the Board that he has completed four (4) hours of continuing education in addition to the existing continuing education required to renew a veterinary license. Respondent shall satisfy these four hours by attending the record keeping class offered by the Emergency Animal Clinic, Phoenix.

2. Respondent shall submit to the Board a written outline regarding how he plans to satisfy the requirement in paragraph 1 above, for its approval within sixty (60) days of the effective date of this Order. All continuing education to be completed for this Order shall be pre-approved by the Board.

3. Respondent shall bear all costs incurred regarding compliance with this Order.

4. This Order is conclusive evidence of the matters described and may be considered by the Board in determining an appropriate sanction in the event a subsequent violation occurs. In the event Respondent violates any term of this Order, the Board may, after opportunity for Informal Interview or Formal Hearing, take any other appropriate disciplinary action authorized by law, including suspension or revocation of Respondent's license.

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4 7006 2150 0004 5359 6991
this 22nd day of May, 2009, to:

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8 Copy of the foregoing sent
9 by regular mail

10 this 22nd day of May, 2009, to:

11 Mr. David Stoll
12 Attorney at Law
13 302 E. Coronado Road
14 Phoenix, AZ 85004

15 By: 

16 Board Staff
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